

**A SUBSTITUTE RESOLUTION  
BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**A RESOLUTION DESIGNATING THE TERRITORIAL BOUNDARIES OF THE CITY OF ATLANTA, GEORGIA AS A RECOVERY ZONE UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FOR THE PURPOSE OF ALLOWING PROJECTS WITHIN THE RECOVERY ZONE TO BE FINANCED WITH RECOVERY ZONE ECONOMIC DEVELOPMENT BONDS OR RECOVERY ZONE FACILITY BONDS; AND FOR OTHER PURPOSES.**

**WHEREAS**, the American Recovery and Reinvestment Act of 2009 (the “Act”) authorizes the issuance of Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds by state and local governments to finance certain types of projects within a designated Recovery Zone; and

**WHEREAS**, the City of Atlanta (the “City”) has received an allocation of volume cap authorizing the City to issue \$22,776,000 of Recovery Zone Economic Development Bonds and \$34,163,000 of Recovery Zone Facility Bonds and has issued its Notice of Intent to issue to the Georgia Department of Community Affairs; and

**WHEREAS**, the City now desires to designate the City’s Recovery Zone; and

**WHEREAS**, the Act defines “recovery zone” to mean: (1) any area designated by the issuer as having significant poverty, unemployment, rate of home foreclosures, or general distress; (2) any area designated by the issuer as economically distressed by reason of the closure or realignment of a military installation pursuant to the Defense Base Closure and Realignment Act of 1990; and (3) any area for which a designation as an empowerment zone or renewal community is in effect as of the effective date of the Act; and

**WHEREAS**, the City has experienced significant unemployment throughout the territorial boundaries of the City, with an unemployment rate as of October of 10.3%, a ten year high for the City and .5% higher than the national average; and

**WHEREAS**, the City has experienced a high rate of home foreclosures throughout the territorial boundaries of the City, with an estimated 13,982 residential foreclosures in 2009, a five year high for the City; and

**WHEREAS**, the City has experienced a high rate of office vacancy throughout the territorial boundaries of the City, with an estimated office vacancy rate of 19.8%; and

**WHEREAS**, these foregoing factors have contributed to the general economic distress throughout the territorial boundaries of the City; and

**WHEREAS**, based on the foregoing factors, the City now desires to designate the entire territorial boundaries of the City as its Recovery Zone, as defined under the Act, for the purpose of any issuance of Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA**, that the entire territorial boundaries of the City are hereby designated as a Recovery Zone, as defined under the Act;

**BE IT FURTHER RESOLVED**, that all resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of the conflict.

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**WHEREAS**, these foregoing factors have contributed to the general economic distress throughout the territorial boundaries of the City; and

**WHEREAS**, based on the foregoing factors, the City now desires to designate the entire territorial boundaries of the City as its Recovery Zone, as defined under the Act, for the purpose

of any issuance of Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA,** that the entire territorial boundaries of the City are hereby designated as a Recovery Zone, as defined under the Act;

**BE IT FURTHER RESOLVED,** that all resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of the conflict.

**Part II: Legislative White Paper:** (This portion of the Legislative Request Form will be shared with City Council members and staff)

**A. To be completed by Legislative Counsel:**

**Committee of Purview:** Community Development/Human Resources Committee

**Caption:** A RESOLUTION DESIGNATING THE TERRITORIAL BOUNDARIES OF THE CITY OF ATLANTA, GEORGIA AS A RECOVERY ZONE UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FOR THE PURPOSE OF ALLOWING PROJECTS WITHIN THE RECOVERY ZONE TO BE FINANCED WITH RECOVERY ZONE ECONOMIC DEVELOPMENT BONDS OR RECOVERY ZONE FACILITY BONDS; AND FOR OTHER PURPOSES.

**Council Meeting Date:** December 7, 2009

**Requesting Dept.:** Law Department

**FAC Confirmed by:**

**B. To be completed by the department:**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

The purpose of this legislation is to establish the territorial boundaries of the City of Atlanta as a Recovery Zone for the purpose of financing any projects within the zone with proceeds of Recovery Zone Facility Bonds or Recovery Zone Economic Development Bonds.

**2. Please provide background information regarding this legislation.**

The City has received an allocation of volume cap from the federal government authorizing the City to issue \$22,776,000 in Recovery Zone Economic Development Bonds and \$34,163,000 in Recovery Zone Facility Bonds. Prior to the issuance of any bonds for any projects, the City must establish the boundaries of the Recovery Zone.

**3. If Applicable/Known:**

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):**
- (b) **Source Selection:**
- (c) **Bids/Proposals Due:**
- (d) **Invitations Issued:**
- (e) **Number of Bids:**
- (f) **Proposals Received:**

(g) Bidders/Proponents:

(h) Term of Contract:

4. Fund Account Center :

Fund: \_\_\_\_\_ Account: \_\_\_\_\_ Center: \_\_\_\_\_

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact: none

7. Method of Cost Recovery:

This Legislative Request Form Was Prepared By: Claire Coleman